

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF TACOMA

DARYL ROGERS,

Plaintiff,

v.

SGT. HOWARD, et al.

Defendants.

Civil Action No. 23-5806-BJR-TLF

**ORDER ADOPTING THE REPORT AND  
RECOMMENDATION**

Having reviewed the Report and Recommendation of the assigned United States Magistrate Judge and the record of the case, and no objections having been filed, the Court finds and ORDERS:

- (1) The Court ADOPTS the Report and Recommendation in its entirety;
- (2) This case is dismissed without prejudice as duplicative of *Daryl Rogers v. Washington Department of Corrections, et al.*, 3:21-cv-05011-BJR-TLF and *Daryl Rogers v. Howard, et al.*, 3:21-cv-05311-BJ; and

- (3) The Clerk is directed to send copies of this Order to Plaintiff.

Dated this 19th day of September 2024.



Barbara Jacobs Rothstein  
U.S. District Court Judge